

Message Text

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ORIGIN OES-07

INFO OCT-01 AF-10 ARA-10 EUR-12 EA-07 ISO-00 L-03
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APPROVED BY OES - R. C. BREWSTER

L/OES - MS. BAILLY (DRAFT)

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FM SECSTATE WASHDC

TO AMEMBASSY LONDON IMMEDIATE

AMEMBASSY WARSAW PRIORITY

INFO AMEMBASSY BRUSSELS

AMEMBASSY BUENOS AIRES

AMEMBASSY CANBERRA

AMEMBASSY MOSCOW

AMEMBASSY OSLO

AMEMBASSY PARIS

AMEMBASSY PRETORIA

AMEMBASSY SANTIAGO

AMEMBASSY TOKYO

AMEMBASSY WELLINGTON

C O N F I D E N T I A L STATE 162045

E.O. 11652: GDS

TAGS: XV, UK, PL

SUBJECT: ANTARCTIC TREATY: POLISH CONSULTATIVE STATUS

REFERENCE: LONDON 11385

1. IN MEETING WITH POLISH EMBASSY COUNSELOR JULY 13

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EMBASSY LONDON REP SHOULD, AFTER HEARING POLISH VIEWS,
MAKE FOLLOWING POINTS RE STATE OF PLAY ON QUESTION OF
POLAND'S ATTENDANCE AT NINTH CONSULTATIVE MEETING:

--U.S. PLACED MATTER OF POLAND'S ASSERTION OF RIGHTS UNDER
ARTICLE XI(2) OF THE ANTARCTIC TREATY ON AGENDA FOR
MARCH 14-18 PREPARATORY MEETING BECAUSE U.S. ASSUMED ON

BASIS OF INFORMAL INQUIRIES FROM POLISH OFFICIALS THAT POLAND EXPECTED TO ATTEND NINTH CONSULTATIVE MEETING. SINCE MATTER WAS A NEW ONE FOR THE CONSULTATIVE FORUM, WE FURTHER ASSUMED DISCUSSION AMONG THE 12 CONSULTATIVE PARTIES WOULD SURFACE ANY LATENT PROBLEMS AND ALLOW TIME TO RESOLVE THEM EARLY. HAD WE NOT DONE SO, NINTH CONSULTATIVE MEETING MIGHT HAVE BOGGED DOWN IN PROCEDURAL QUESTIONS REGARDING POLISH ADMISSION. NET RESULT MAY HAVE BEEN NO POLISH ATTENDANCE AT MEETING.

--ALTHOUGH U.S. HAD NOT ANTICIPATED INFORMAL POLISH REQUEST TO UK HOSTS TO ARRANGE FOR ATTENDANCE AT MARCH 14-18 PREPARATORY MEETING, U.S. DID, AS TREATY DEPOSITORY GOVERNMENT, RELAY TO CHILE AND SOUTH AFRICA INFORMATION ON THE POLISH SCIENTIFIC ACTIVITIES IN ANTARCTICA IMMEDIATELY ON RECEIPT OF THAT INFORMATION. U.S. DID SO AGAIN PRIOR TO JULY 6 PREPARATORY MEETING.

--U.S. IS CONVINCED THAT POLAND'S SCIENTIFIC ACTIVITY IS SUFFICIENT TO ENTITLE POLAND TO THE RIGHTS CONVEYED BY ARTICLE IX(2) OF THE ANTARCTIC TREATY. THIS VIEW HAS BEEN EXPRESSED AT THE PREPARATORY MEETINGS FOR THE NINTH CONSULTATIVE MEETINGS.

--AS FAR AS WE CAN ASCERTAIN MOST, PERHAPS ALL, OF THE 12 CONSULTATIVE PARTIES ACCEPT THAT POLAND HAS MET THE CONFIDENTIAL

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REQUIREMENT SET FORTH IN ARTICLE IX(2) OF THE TREATY FOR CONSULTATIVE STATUS.

--QUESTION AT HAND IS HOW TO RECOGNIZE THAT STATUS AND WHAT PRACTICAL ARRANGEMENTS SHALL BE MADE TO DEAL WITH FUTURE CASES SIMILAR TO THAT OF POLAND. U.S. TAKES POSITION THAT SUCH PROCEDURAL ARRANGEMENTS SHOULD BE AS LIBERAL AS POSSIBLE AND, SPECIFICALLY, SHOULD NOT IN ANY WAY DIMINISH RIGHTS CONVEYED BY THE TREATY ITSELF TO ACCEDING PARTIES. CONSEQUENTLY, A U.S. PROPOSAL FOR INFORMAL, FLEXIBLE PROCEDURES HAS BEEN PUT FORWARD.

--ANOTHER PROPOSAL FOR QUOTE ADMISSION END QUOTE PROCEDURES, MORE FORMAL AND RESTRICTIVE THAN THE U.S. PROPOSAL, HAS ALSO BEEN CIRCULATED. CONSULTATIVE PARTIES ARE NOW EXAMINING THE TWO PROPOSALS.

--THE U.S. PROPOSAL IS NOT DIRECTLY RELATED TO POLAND'S CONSULTATIVE STATUS (WHICH WE BELIEVE POLAND ALREADY POSSESSES) BUT TO THE MORE GENERAL QUESTION OF RECOGNITION

OF CONSULTATIVE STATUS BY CONTRACTING PARTIES WHICH WE

FEEL SHOULD BE AS SMOOTH AND UNCOMPLICATED AS POSSIBLE;
WE BELIEVE THE POLISH GOVERNMENT SHOULD BE SYMPATHETIC
TO THIS POSITION.

2. FOR EMBASSY WARSAW: YOU MAY WISH TO MAKE SAME POINTS
AT APPROPRIATE LEVEL IN MFA. VANCE

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